

Paper No. 587
Disposes of
Paper No. 531 in part only

INTERNATIONAL MILITARY TRIBUNAL FOR THE FAR EAST
SITTING AT TOKYO, JAPAN

Case No. 1

THE UNITED STATES OF AMERICA; et al)	ORDER:
- vs -)	THAT FACILITIES TO INTER-
)	VIEW A CERTAIN WITNESS
ARAKI, Sadao; et al)	REQUESTED BY THE ACCUSED
)	KIMURA BE PROVIDED

This matter coming on to be heard on this 15 day of November, 1946, before the Honorable Sir William Webb, the President of the Tribunal, upon the application of KIMURA, Heitaro, one of the defendants herein, for the production of a witness necessary to the defense of said KIMURA, Heitaro, in accordance with the provisions of Section III, Article 9, Paragraph (c) of the Charter, the name of said witness being set forth in said application, which is Paper No. 531; and after hearing the statements and arguments of Counsel for the said KIMURA, Heitaro, and the Tribunal being fully advised in the premises, it is

ORDERED: That every facility and assistance be provided to Counsel for the accused KIMURA to submit written interrogatories to or verbally interrogate the following named person at the place where said person is now held:

NISHIO, Toshizo:

(a) The nationality of the witness is Japanese.

(b) The witness is now confined in Sugamo
Prison, Tokyo, Japan.

It is further ORDERED: That the application of
the accused for the issuance of a subpoena for the person
named in his request for the production of a witness is
indefinitely continued, awaiting the results and disclos-
ures of the interrogations hereinbefore authorized and or-
dered, and the accused is granted permission to file a
supplemental application for the issuance of a subpoena
for said witness, should he be found necessary to the
proper defense of said accused in this case, as a result
of said interrogation.

Dated at Tokyo, Japan, this 29 day of November, 1946.

BY THE TRIBUNAL:

Signed

W. F. Webb
PRESIDENT OF THE TRIBUNAL